IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 16TH NOVEMBER 2007 / 25TH KARTHIKA 1929

Con.Case(C).No. 1585 of 2007(S)

AGAINST THE JUDGEMENT IN WPC.5182/2007 Dated 26/03/2007

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PETITIONER

ALIYAR, S/O.ISMAIL,
AGED 52 YEARS, MUDAVANKATTIL HOUSE,
MANAKKALAPADI, KONATHUKUNNU, THRISSUR.

BY ADV. SRI.I.DINESH MENON

RESPONDENT:

SRI.R.JAYAPRASAD, REGIONAL TRANSPORT
OFFICER, AYYANTHOLE P.O., THRISSUR
(FATHERS NAME AND AGE NOT KNOWN TO THE PETITIONER)

BY SR.GOVT. PLEADER SRI.R.LAKSHMINARAYAN

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 16/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

CONTEMPT CASE (C) NO. 1585/2007-S

JUDGMENT

The petitioner has approached this Court, alleging that the respondent has failed to obey the direction of this Court in Annexure-A2 judgment. Apparently, in obedience to the said judgment the respondent has passed Annexure-A3 order. But, the petitioner submits, the said order is not in conformity with Annexure-A2.

2. Prima facie, there is some substance in the said allegation. Since the respondent has already passed final orders on the representation of the petitioner, the proper remedy for him is to challenge Annexure-A3. Therefore, this contempt application is closed without prejudice to the contentions of the petitioner and his right to challenge Annexure-A3.

16th November, 2007. **K.BALAKRISHNAN NAIR, JUDGE**.

Nm/